

MARJIE D. BARROWS (SBN 122129)
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Attorneys for Defendant TRAVELERS INDEMNITY
COMPANY OF CONNECTICUT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THE MICHEL FAMILY TRUST,

Plaintiff,

vs.

TRAVELERS INDEMNITY COMPANY
OF CONNECTICUT, THE TRAVELERS
INDEMNITY COMPANY, and DOES 1 to
100, inclusive,

Defendants.

CASE NO. C09-04144 PVT

**STIPULATION TO DISMISS
PLAINTIFF'S CLAIMS FOR BREACH
OF THE COVENANT OF GOOD FAITH
AND FAIR DEALING, NEGLIGENCE
AND PUNITIVE DAMAGES WITH
PREJUDICE;
[PROPOSED] ORDER THEREON**

TO THE HONORABLE PATRICIA V. TRUMBULL, U.S. DISTRICT COURT MAGISTRATE
JUDGE:

STIPULATION

WHEREAS, Plaintiff MICHEL FAMILY TRUST has agreed to dismiss its claims against
Defendant THE TRAVELERS INDEMNITY COMPANY OF CONNECTICUT for Breach of the
Covenant of Good Faith and Fair Dealing, Negligence and Punitive Damages, with prejudice,
under Federal Rules of Civil Procedure, Rule 41(a)(2); and

The parties to this action agree, through their respective attorneys, that Plaintiff MICHEL
FAMILY TRUST hereby dismisses its claims against Defendant THE TRAVELERS

INDEMNITY COMPANY OF CONNECTICUT for Breach of the Covenant of Good Faith and Fair Dealing, Negligence and Punitive Damages, with prejudice,

IT IS SO STIPULATED.

Respectfully submitted,

DATED: August 20, 2010

**FORAN GLENNON PALANDECH PONZI &
RUDLOFF PC**

By: /s/ Kathleen M. DeLaney
Kathleen M. DeLaney

Attorneys for Defendant
**TRAVELERS INDEMNITY COMPANY OF
CONNECTICUT**

DATED: August 20, 2010

WILLIAMS, PINELLI & CULLEN, LLP

By: /s/ Amy Carlson
Amy Carlson

Attorneys for Plaintiff
MICHEL FAMILY TRUST

ORDER OF DISMISSAL

Based on the above-stated stipulation, and good cause otherwise appearing, IT IS ORDERED that Plaintiff's claims against Defendant THE TRAVELERS INDEMNITY COMPANY OF CONNECTICUT for Breach of the Covenant of Good Faith and Fair Dealing, Negligence and Punitive Damages are hereby dismissed, with prejudice.

Date: August 23, 2010



PATRICIA V. TRUMBULL
UNITED STATES MAGISTRATE JUDGE